



TOWN OF BELMONT

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POLICE DEPARTMENT



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RICHARD J. McLAUGHLIN
CHIEF OF POLICE

Dear Members of Belmont Town Meeting,

Listed below please find original language with the corrected version of the Bylaw for Criminal History Checks for Certain Licenses, Permits and Regulations. These changes are recommended to clarify the Bylaw as recommended by the Bylaw Review Committee and Department of Public Safety. I appreciate your support for this clarifying/corrective amendment. Additions are underlined and ~~Deletions shown in strikeout~~.

ARTICLE 5 – AMEND GENERAL BYLAWS FOR CRIMINAL HISTORY CHECKS

BEFORE AMENDMENT TO CLARIFY/CORRECT §60-905 E (2)

- (2) In determining whether to recommend the applicant as fit for the license, the officer shall consider whether any entry in the records constitutes an automatic disqualification from the occupation. The officer will consider how the following convictions or pending criminal cases for (1) any felony,
- (2) any offense related to unlawful sexual conduct,
 - (3) the distribution or possession with intent to distribute a controlled substance,
 - (4) any misdemeanor involving as an element the use or threatened use of force,
 - (5) any misdemeanor involving the unlawful taking or receipt of property, or attempts to do so, and
 - (6) any crime which bears more specifically upon the applicant's fitness or ability to serve in the occupation for which he or she is seeking a license.

In addition, the officer conducting the check shall consider whether the person is registered as a sex offender.

AFTER AMENDMENT TO CLARIFY/CORRECT §60-905 E (2)

- (2) In determining whether to recommend the applicant as fit for the license, the officer shall consider whether any entry in the records constitutes an automatic disqualification from the occupation. The officer shall also will consider how the following convictions or pending criminal cases bear specifically upon the applicant's fitness or ability to serve in the occupation for which he or she is seeking a license: for
- (a1) any felony,
 - (b2) any offense related to unlawful sexual conduct,
 - (c3) the distribution or possession with intent to distribute a controlled substance,
 - (d4) any misdemeanor involving as an element the use or threatened use of force,
 - (e5) any misdemeanor involving the unlawful taking or receipt of property, or attempts to do so, and
 - (f6) any other relevant crime, ~~which bears more specifically upon the applicant's fitness or ability to serve in the occupation for which he or she is seeking a license.~~

In addition, the officer conducting the check shall consider whether the person is registered as a sex offender.

BEFORE AMENDMENT TO CLARIFY/CORRECT §60-905 F (3)

- (3) The licensing authority will consider the information provided pursuant to this bylaw and other information relevant to the applicant's fitness to whether to issue the license.

AFTER AMENDMENT TO CLARIFY/CORRECT §60-905 F (3)

- (3) The licensing authority will consider the information provided pursuant to this bylaw and other information relevant to the applicant's fitness, ~~to whether to issue the license.~~

Richard J. McLaughlin
Police Chief